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January 18, 2006

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit 1626

Re: U.S. Utility Patent Application
Application No. 10/698,928; Filed: October 31, 2003
For: **Novel Cytarabine Monophosphate Prodrugs**
Inventors: Boyer *et al.*
Our Ref: 2358.0180002/RWE/AES

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Statement Under 37 C.F.R. § 3.73(b). The Assignment document was, or concurrently is, submitted for recordation pursuant to 37 C.F.R. § 3.11;
2. Revocation of Prior Power of Attorney and Appointment of New Attorneys of Record; and
3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
January 18, 2006
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Ann E. Summerfield
Attorney for Applicants
Registration No. 47,982

RWE/AES:law
Enclosures

486642_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Boyer *et al.*

Appl. No.: 10/698,928

Filed: October 31, 2003

For: **Novel Cytarabine Monophosphate
Prodrugs**

Confirmation No.: 2990

Art Unit: 1626

Examiner: Solola, Taofiq A.

Atty. Docket: 2358.0180002/RWE/AES

**Revocation of Prior Power of Attorney and
Appointment of New Attorneys of Record**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, having express authority to represent Metabasis Therapeutics, Inc., the assignee of the entire right, title, and interest in the above-captioned application, by assignment filed at the U.S. Patent and Trademark Office on December 5, 2005 (Reel 016853, Frame 0436), hereby revokes all powers of attorney heretofore given in the above-captioned application, and appoints as his attorneys, the attorneys associated with Customer Number 26111, with full power of substitution, association, and revocation, to prosecute said application and to transact all business in the United States Patent and Trademark Office connected therewith.

For the purpose of PAIR, the Customer Number is **26111**.

The undersigned hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send all correspondence to:

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STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.
1100 New York Avenue, N.W.
Washington, D.C. 20005-3934.

Direct telephone calls to (202) 371-2600.

FOR: Metabasis Therapeutics, Inc.

SIGNATURE: _____

BY: Paul Laikind, Ph.D.

TITLE: Chairman, President & CEO

DATE: 1/16/06



PTO/SB/96 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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STATEMENT UNDER 37 CFR 3.73(b)

2358.0180002/RWE/AES

Applicant/Patent Owner: BOYER et al.Application No./Patent No.: 10/698,928 Filed/Issue Date: October 31, 2003Entitled: Novel Cytarabine Monophosphate Prodrugs

Metabasis Therapeutics, Inc., a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 016853, Frame 0436, or for which a copy thereof is attached.

OR


- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



SignaturePaul Laikind, Ph.D.
Printed or Typed NameChairman, President & CEO
Title11/14/06
Date858-587-2770
Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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